

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

8

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  <i>vs.</i>  <b>Eugene Gilbert Spencer</b>   <b>PROBATION</b>	<i>For U. S.:</i>  Hubert H. Bryant     <i>For Defendant:</i> Joe Moore    Jack B. Sellers

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 6-30-67	Clerk		7-12-67	Spencer	500 00	
J.S. 3 mailed 6-30-67	Marshal		8-15-67	IRS		500 00
Violation Liquor	Docket fee					
Title 26						
Sec. 5179(a) 5601(a)(1)						

DATE	PROCEEDINGS
6-19-67	<p>Defendant present in person and represented by counsel. Defendant waived indictment, waiver signed, approved and filed in open court. Information read and filed in open court, copy delivered to defendant. Defendant arraigned and enters a plea of NOLO CONTENDERE. Government objects. Objection overruled and court accepts plea of NOLO CONTENDERE.</p> <p align="center">Judgment and Sentence- Eugene Gilbert Spencer(Age 45)</p> <p align="center">Defendant pay a fine in the sum of Five Hundred (\$500.00) Dollars.</p> <p>FURTHER ADJUDGED that imposition of sentence suspended and defendant placed on probation for a period of 30 days from this date; and one of the conditions of probation is that the fine imposed be paid within the probationary period.(Allen E. Barrow-Judge)h</p>
6-19-67	Order of Probation filed and entered. (AEB-J)h
6-19-67	Two c.c. of Order of Prob. delivered to Probation Officer. h

DATE	PROCEEDINGS

UNITED STATES COMMISSIONER  
Northern DISTRICT OF Oklahoma.

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger

(Name of commissioner)

Federal Building, Tulsa, Oklahoma.

(Address)

COMMISSIONER'S  
DOCKET No. 1 CASE No. 259

THE UNITED STATES

vs.

EUGENE GILBERT SPENCER (#4)

Rt. 1, Box 208

Drumright, Okla.

Complaint filed on June 8, 1967, by Earl F. Burnett  
Official title A & TT, Investigator charging violation of  
United States Code, Title 26, Section 5179(a), on 6-7-67  
19, at Rt. 1, Box 208, Drumright, Okla. in the  
division of the Northern district of Oklahoma.  
as follows:  
Did possess an unregistered still set up  
complete but not in operation.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date June 8, 1967 Warrant/Summons for Eugene Gilbert Spencer

to (name and title of officer) To Any U. S. Marshal or Any Authorized U.S. Marshal (Name of officer)  
Substance of return Arrested by: Earl F. Burnett, A & TT, Investigator, District Court

Date Warrant/Summons for

(Name of defendant)

to (name and title of officer)

Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Ballenger

Date June 8, 1967 Arrested by Earl F. Burnett,  
A & TT, Investigator

on warrant of Benjamin B. Ballenger  
U. S. Commissioner (Name of issuing officer)  
without warrant.

Appearances { for United States  
for accused Joe Moore, Atty. Box 760, Sapulpa, Oklahoma. (Name) (Address)

Proceedings taken Above defendant presented, and represented by counsel. He (Name) (Address)

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"  
was advised of charge filed against him, his right to counsel and a preliminary

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"  
hearing. He was represented by counsel. Preliminary hearing was waived.

if that is the fact; any adjournments taken, etc.  
Defendant advised bond fixed at \$1000.00 and he was released on personal  
bond.

Outcome Held for Court Action.

Bail fixed June 8, 1967 Amount, \$ 1000.00 Bonded June 8, 1967, by cash  
deposited by (name) Address

transmitted to clerk of district court Eugene Gilbert Spencer, Rt. 1, Box 208, Drumright, Okla. 19 [or] by surety  
(name) Address

(name) Address, who  
justified by affidavit dated June 8, 1967, [or] committed to  
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
at request of (name of party) \_\_\_\_\_  
Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
at request of (name of party) \_\_\_\_\_  
Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
at request of (name of party) \_\_\_\_\_  
Substance of return \_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date \_\_\_\_\_ Appearances for \_\_\_\_\_

{ United States (Name) \_\_\_\_\_  
(Address) \_\_\_\_\_  
Accused (Name) \_\_\_\_\_  
(Address) \_\_\_\_\_

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing \_\_\_\_\_ names certified to United States Marshal for payment \_\_\_\_\_, 19\_\_\_\_  
Proceedings taken \_\_\_\_\_

Outcome \_\_\_\_\_

Bail fixed \_\_\_\_\_, 19\_\_\_\_ Amount, \$ \_\_\_\_\_ Bonded \_\_\_\_\_, 19\_\_\_\_, by cash  
deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_  
transmitted to clerk of district court \_\_\_\_\_, 19\_\_\_\_  
[or] by surety (names) \_\_\_\_\_ Address \_\_\_\_\_  
and \_\_\_\_\_ Address \_\_\_\_\_  
who justified by affidavit \_\_\_\_\_, 19\_\_\_\_ Committed to \_\_\_\_\_  
on \_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this 8th day of June, 19 67

Transmitted to Clerk of United States District Court for the Northern  
district of Oklahoma, June 8th, 19 67

*Benjamin B. Ballenger*  
United States Commissioner.

67-CR-66

UNITED STATES COMMISSIONER  
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS—MISCELLANEOUS

BEFORE BENJAMIN B. BALLENGER, FEDERAL BUILDING, TULSA, OKLAHOMA  
(Name of Commissioner) (Address)

This form should be used to record proceedings for which Forms AO 100 and AO 101 are not adapted, such as applications for search warrants, extradition proceedings, depositions in civil cases, proceedings for the release of poor convicts, references in civil or admiralty cases, attachments and subsequent hearings in internal revenue matters, proceedings to settle or certify nonpayment of seamen's wages, civil rights proceedings, detentions of witnesses on removal proceedings in connection with criminal proceedings, if not included in Form AO 100, etc. A separate page should be used for each proceeding, showing the title of the case, its nature, and the date and nature of each step taken.

Commissioner's

Docket No. 1, Case No. 258

UNITED STATES OF AMERICA

vs.

John Doe, premises.

Affidavit filed for Search

Warrant, John Doe, premises,

on 6-7-67.

(Nature of proceeding)

**FILED**

16,795  
JUN - 9 1967

NOBLE C. HOOD

DATE	
	Above SEARCH WARRANT was executed on June 7, 1967 at <small>Clerk, U. S. District Court</small>
1967	12:20 P. M. o'clock by A & TT, Investigator Earl F. Burnett.
June 8,	Copy of Warrant left with Grace Spencer, together with a receipt for items seized.
	A 90 gallon still,
	10 - 55 gallons fermenters containing approx. 250 gals. of fermenting mash.
	Other misc. equipment.
	Charges filed against: Eugene Gilbert Spencer.

[illegible]

DATED June 8,, 1967

United States Commissioner